

**MINUTES OF THE HOUSE TRANSPORTATION
STANDING COMMITTEE**
Room C450, State Capitol, Utah State Capitol Complex
February 6, 2008

MEMBERS PRESENT: Rep. Todd E. Kiser, Chair
 Rep. Bradley M. Daw, Vice-Chair
 Rep. Steven D. Clark
 Rep. Tim M. Cosgrove
 Rep. Ben C. Ferry
 Rep. Julie Fisher
 Rep. Lynn N. Hemingway
 Rep. Kory M. Holdaway
 Rep. Brad King
 Rep. Karen W. Morgan
 Rep. Gordon E. Snow

MEMBERS ABSENT: Rep. Christopher N. Herrod
 Rep. Ronda R. Menlove
 Rep. Paul Neuenschwander
 Rep. Mark W. Walker

STAFF PRESENT: Leif Elder, Policy Analyst
 Linda Error, Committee Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.

Vice Chair Daw called the meeting to order at 8:40 a.m.

MOTION: Rep. Fisher moved to approve the minutes of the February 4, 2008 meeting. The motion passed unanimously, with Rep. Holdaway and Rep. Morgan absent for the vote.

S.B. 44 Penalties for Failing to Secure a Load or Littering on a Highway (*Sen. P. Jones*)

Sen. Jones introduced the bill to the committee with the assistance of Linda Hull, Utah Department of Transportation. (handout)

MOTION: Rep. Kiser moved to amend the bill as follows:

1. Page 5, Line 133 through Page 6, Line 153:

133 (2) A vehicle may not be operated or moved on any highway unless the vehicle is
134 constructed or loaded to prevent its contents from dropping, sifting, leaking, or otherwise

135 escaping.

136 (3) (a) In addition to the requirements under Subsection (2), a vehicle carrying dirt,
137 sand, gravel, rock fragments, pebbles, crushed base, aggregate, ~~{ trash or garbage, }~~
any other
138 similar material, or scrap metal shall have a covering over the entire load unless:
139 (i) the highest point of the load does not extend above the top of any exterior wall or
140 sideboard of the cargo compartment of the vehicle; and
141 (ii) the outer edges of the load are at least six inches below the top inside edges of the
142 exterior walls or sideboards of the cargo compartment of the vehicle.
143 (b) In addition to the requirements under Subsection (2), a vehicle carrying
trash or garbage shall have a covering over the entire load.
(c) The following material is exempt from the provisions of Subsection (3)(a):
144 (i) hot mix asphalt;
145 (ii) ~~[construction debris or]~~ scrap metal if the ~~[debris or]~~ scrap metal is a size and in a
146 form not susceptible to being blown out of the vehicle;
147 (iii) material being transported across a highway between two parcels of property that
148 would be contiguous but for the highway that is being crossed; and
149 (iv) material listed under Subsection (3)(a) that is enclosed on all sides by containers,
150 bags, or packaging.
151 ~~{(c)}~~ (d) A chemical substance capable of coating or bonding a load so that
the load is
152 confined on a vehicle, may be considered a covering for purposes of Subsection (3)(a) so
long
153 as the chemical substance remains effective at confining the load.

The motion to amend passed unanimously, with Rep. Holdaway, Rep. King, and Rep. Morgan absent for the vote.

Spoke for the bill: Shawn Judd, Utah Highway Patrol

MOTION: Rep. Ferry moved to amend the bill as follows:

Page 1, Delete line 20

Page 6, Delete lines 171-183

Page 9, line 260, line 265, line 288, and line 293 after the delete State Highway Litter Control Restricted Account created by Section 72-2-126; and insert General Fund;

SUBSTITUTE

MOTION: Rep. S. Clark moved to proceed to the next item on the agenda. The motion passed unanimously, with Rep. King and Rep. Morgan absent for the vote.

S.B. 115 Motor Vehicle Safety Inspection Advisory Council Amendments (Sen. D.

Eastman)

Sen. Eastman introduced the bill to the committee.

MOTION: Rep. Holdaway moved to pass the bill out favorably. The motion passed unanimously, with Rep. Ferry, Rep. King, and Rep. Snow absent for the vote.

MOTION: Rep. S. Clark moved to place S.B. 115 on the Consent Calendar. The motion passed unanimously, with Rep. Ferry, Rep. King, and Rep. Snow absent for the vote.

**H.B. 307 Cancer Screening and Mortality Reduction Special Group License Plate
(Rep. C. Moss)**

Rep. Moss introduced the bill to the committee with the assistance of Michael Siler, American Cancer Society. (handout)

Spoke for the bill: Kathryn Rowley, Utah Cancer Action Network
Crista Casper, American Cancer Society
David Koehler, American Cancer Society

Spoke to the bill: Rod Marelli, Utah Tax Commission

MOTION: Rep. S. Clark moved to pass the bill out favorably. The motion passed unanimously, with Rep. Snow absent for the vote.

MOTION: Rep. Fisher moved to adjourn the meeting. The motion passed unanimously, with Rep. Snow absent for the vote.

Vice Chair Daw adjourned the meeting at 10:00 a.m.

Rep. Todd E. Kiser